

WAYNE KLEIN, #3819
Assistant Attorney General
JAN GRAHAM, #1231
Utah Attorney General
160 East 300 South, Fifth Floor
Box 140872
Salt Lake City, Utah 84114-0872
Telephone: (801) 366-0310
Attorneys for Plaintiff

IN THE THIRD JUDICIAL DISTRICT COURT
SALT LAKE COUNTY, STATE OF UTAH

THE STATE OF UTAH,	:	
	:	STIPULATION FOR
Plaintiff,	:	FINAL JUDGMENT
vs.	:	
NUTTALL, INC. d.b.a. NUTTALL	:	Civil No.
BERNINA, NORMAN D. NUTTALL,	:	
RHONDA LOPEZ, D&D	:	Filed:
INCORPORATED d.b.a. DAVE'S BERNINA,	:	
	:	
Defendants.	:	JUDGE: _____

Plaintiff, the State of Utah, and Defendant D&D INCORPORATED, doing business as DAVE'S BERNINA, in order to avoid prolonged litigation, hereby stipulate and agree as follows:

1. Defendant admits the jurisdiction of this Court over the subject matter of this proceeding and over it in this action.
2. Plaintiff has authority to bring this action and the Complaint filed in this matter states a cause of action for injunctive relief under Utah antitrust laws.
3. The Final Judgment attached hereto may be entered against Defendant and it hereby consents to the entry thereof without further notice to it or further hearings in this matter.
4. The accompanying Final Judgment shall constitute a final resolution of all issues presented in Plaintiff's Complaint as to Defendant and may be presented to the Court immediately or at any time convenient to the Court without the necessity of findings of fact or conclusions of law or further pleadings or proceedings in this matter.
5. Defendant understand that he is entitled to be represented by legal counsel in evaluating and consenting to this Stipulation and the accompanying Final Judgment.
6. Defendant agrees to assist the Plaintiff in the State's prosecution of this case against other defendants. This assistance will include testifying at trial without requiring a subpoena and voluntarily providing assistance and information to Plaintiff.

DONE this 11th day of ~~February~~ ^{May}, 2000.

FOR PLAINTIFF
STATE OF UTAH

DAVE'S BERNINA

Wayne Klein
WAYNE KLEIN
Assistant Attorney General

By: J. David Borget
Its: PRESIDENT
J. DAVID BORGET